

DETAILED ACTION

1. Amendment and response with a declaration under 37 CFR 1.132 were filed by applicants dated April 8, 2009.

2. *Examiner's Amendment*

Authorization for this examiner's amendment was given in a telephone interview with Mark A. Farley on Jun. 18, 2009.

Claim 37, last line after the term bilastine, delete the term "according to claim 25" in its place insert **--in a solid pharmaceutical composition according to claim 35--**.

3. *Reason for Allowance*

The following is an examiner's statement of reasons for allowance:

Applicants have provided a declaration under 37 CFR 1.132 verifying that the bilastine form I was able to stand solid composition processing and be maintained stable in such composition. The form I and its solid composition commensurate to the declaration as now amended claims 25, 33-37 are allowed.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Celia Chang, Ph. D. whose telephone number is 571-272-0679. The examiner can normally be reached on Monday through Thursday from 8:30 am to 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Janet L. Andres, Ph. D., can be reached on 571-272-0867. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

OACS/Chang
Jun 18, 2009

/Celia Chang/
Primary Examiner
Art Unit 1625